

**UNITED STATES OF AMERICA
EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION**

UNITED STATES

V.

CASE NO.: 2:17CR126

DARYL G. BANK

MOTION TO DISMISS FOR DOUBLE JEOPARDY VIOLATION

Now Comes the Defendant, Daryl G. Bank, and pursuant to the Double Jeopardy Clause of the Fifth Amendment and Kokesh v. S.E.C., 137 S.Ct. 1635 (2017), and moves the Court to dismiss the indictment now pending against him.

WHEREFORE, Mr. Bank respectfully requests the Court to grant this Motion.

Respectfully submitted,

DARYL G. BANK
By Counsel

_____/s/
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CERTIFICATE OF SERVICE

I hereby certify that on the 27th day of November, 2018, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following:

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